

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF YAVAPAI

DIVISION: 6

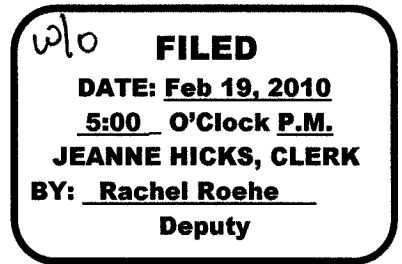
JEANNE HICKS, CLERK

HON. THOMAS B. LINDBERG

By: Lara Van Güse, Deputy Clerk

CASE NO. P1300CR20081339

DATE: February 19, 2010



**TITLE:**

**COUNSEL:**

**STATE OF ARIZONA**

**Yavapai County Attorney**

(Plaintiff)

**Joseph Butner, Deputy County Attorney**

(For Plaintiff)

vs.

**STEVEN CARROLL DEMOCKER**

**John Sears**

107 North Cortez Street, Suite 104  
Prescott, AZ 86301

(D-1)

**Larry Hammond**

**Anne Chapman**

OSBORN MALEDON, P.A.

2929 North Central Avenue, 21<sup>st</sup> Floor  
Phoenix, AZ 85012

(For Defendant)

**HEARING ON:**

**NATURE OF PROCEEDINGS**

**COURT REPORTER**

Status Hearing/Oral Argument ✓

Roxanne Tarn

**START TIME: 1:36 p.m.**

**APPEARANCES:** Joseph Butner, Deputy County Attorney  
Jack Fields, Deputy County Attorney  
Jeffrey Paupore, Deputy County Attorney  
Steven DeMocker, Defendant, *In Custody*  
John Sears, Counsel for the Defendant  
Anne Chapman, Counsel for the Defendant

This is the time set for a STATUS CONFERENCE and ORAL ARGUMENT.

Exhibits #166, #167 and #168 are marked prior to the hearing.

The Court reviews the pending motions.

The Court and counsel review scheduling for today's hearing.

Counsel argues the motion to preclude experts and expert qualification.

The Court will permit lay witnesses, trained witnesses and officers to testify about their observations. The Court will permit the State to make a record to qualify a witness as an expert.

~\*~\*~\*~\*~\*~ Recess – 2:38 p.m. ~\*~\*~\*~\*~\*~

At 2:44 p.m., Court reconvenes with the presence of Counsel and the Defendant.

Randy Arthur is sworn and testifies.

Exhibit #166 is admitted

Steve Paige is sworn and testifies.

The witnesses are excused.

Counsel argues the motion for release of medical records pursuant to Rule 12-2294.01.

The Court grants the motion for release of medical records and will sign a proposed form of order that provides for a protective order with regard to secondary disclosure.

Counsel for the State requests the Defense provide the State a copy of the records.

Counsel argues the request.

The Court orders Defense Counsel to provide a copy of what is received to the State within two (2) days of Defense receipt.

The Court directs the order reflect the date when services started or from July 2, 2007. The Court will consider additional orders if counsel requires additional information pre-dating July 2, 2007.

Counsel argues the motion for prescreening psychological expert.

The Court denies the State's motion with regard to appointment of a psychological expert.

Counsel argues the motion to preclude late disclosed evidence, witnesses and experts and to dismiss the death penalty as a sanction.

The Court takes the motion under advisement. ✓

The Court and counsel review the jury selection questionnaire.

The Court strikes the language as requested by Defense Counsel.

Counsel argues the proposed amendments.

The Court confirms the current wording of the jury selection questionnaire and denies a modification of #84.

The Court and counsel review scheduling.

The Court confirms the current settings for hearings.

**END TIME: 5:12 p.m.**

cc: VS (e)  
Dean Trebesch (Contract Administrator) (PD) (e)  
Christopher DuPont, Trautman DuPont PLC, 245 W Roosevelt, Ste. A Phoenix, AZ 85003,  
Counsel for Victims Charlotte and Katherine DeMocker  
Div 6